

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**DAVID SCOTT KOVEN, SR., and  
ROXANNE DIANE KOVEN,**

**Plaintiffs,**

**vs.**

**TODD HAMMOND, Plattsmouth  
Police Officer; LEROY LEWIS,  
Plattsmouth Police Officer; DAVID  
MURDOCH, Plattsmouth Police Chief;  
ROBERT SORENSON, Plattsmouth  
Police Officer; ANDREW KENAN,  
Plattsmouth Police Officer; DAVID  
WALKER, Plattsmouth Police  
Detective,**

**Defendants.**

**Case No. 8:10CV373**

**ORDER**

This case is before the court on the plaintiffs' Motion to Change From Jury Trial to Bench Trial [106]. Defendants do not oppose the motion [108].

Accordingly,

**IT IS ORDERED:**

1. The plaintiff's Motion to Change From Jury Trial to Bench Trial [106] is granted. The case will be removed from the jury docket and will be tried to the court.

2. Pursuant to the court's Order Setting Final Schedule for Progression of Case [53] a pretrial conference is scheduled for 10/28/2013 at 1:00 P.M., in Courtroom 6, 2nd Floor of the Roman L. Hruska United States Courthouse.

3. Given this ruling, and the statements made by plaintiffs in connection with their pending Motion in Limine [109], plaintiffs shall, on or before October 16, 2013, advise the court if a ruling on their Motion in Limine [109] is necessary.

Dated this 9<sup>th</sup> day of October 2013.

BY THE COURT:

s/ F.A. Gossett, III  
United States Magistrate Judge